

REGULAR SESSION RUSH COUNTY BOARD OF COMMISSIONERS NOVEMBER 22, 2010

The Rush County Board of Commissioners met in regular session, Monday, November 22, 2010 with Commissioners, Tom Barnes, Marvin Cole, Ken Masters, Deborah Adams, Auditor, and Leigh Morning, County Attorney in attendance.

Commissioner Tom Barnes called the meeting to order, Ken Masters made the motion to approve the minutes of the November 8, 2010 meeting as presented. Marvin Cole seconded the motion. Motion carried.

WESTERN RUSH CO REGIONAL WATER & SEWER DISTRICT

Dan Scott, President of the Western Rush County Regional Water & Sewer District, appeared before the commissioners seeking a ninety (90) day extension of the five (5) year loan.

Tonya Ruf, Relationship Manager of First Financial Bank, explained that the original commercial loan in the amount of \$75,000.00 was due November 23, 2011. The ninety (90) day extended due date is through February 23, 2011 and is in the amount of \$42,707.16. Ruf explained that the interest rate will be less than 4%. Ken Masters made the motion to approve the ninety (90) day extension. Marvin Cole seconded the motion. Motion carried. County Attorney Leigh Morning will prepare the resolution for all parties to sign.

AIR E-VAC

Lori McGowan was introduced to the commissioners as the new membership representative for Air E-Vac. McGowan discussed membership renewals of county employees. The commissioners had several questions for McGowan. McGowan will return at a later meeting with answers to their questions.

SOLID WASTE

Carole Yeend, Solid Waste Director, reported that the former Public Defenders office has been cleaned. Yeend thanked those who assisted.

I-T

Randy Herbert, I-T Technician, reported that repairing of the current courthouse security camera system would cost approximately \$3,900.00 the replacement cost would be approximately \$7,000.00. Ken Masters made the motion to purchase a new camera system. Marvin Cole seconded the motion. Motion carried.

Herbert discussed wireless access to the assembly room for future webinars.

SHERIFF

Jeff Sherwood, Sheriff, reported thirty-three (33) inmates incarcerated in the Rush County Jail. Sherwood reported that he had attended an area emergency service meeting along

with Indiana State Representative Randy Frye. Verlin Custer, Rob Puckett, and Nick White also attended the meeting.

Sherwood discussed the recent county council meeting that commissioners Tom Barnes and Ken Masters attended. A study will be done regarding central dispatch. A question from the audience was asked if there would be a merger of city police and county sheriff departments was responded by a firm NO by commissioner Barnes. Barnes stated that he would go on record for his support of central dispatch but currently everyone is only looking at options.

A meeting was attended at the Honda plant on Friday, November 19th to discuss snow days. Sherwood reported that everyone is going according to state guidelines.

It was reported that registered volunteer deputies may not be considered volunteers since they do receive money appropriated from the county.

HIGHWAY

Jerry Sitton, Highway Superintendent, had nothing to report

EMPLOYEE HEALTH INSURANCE

Jerry Sitton, Employee Health Committee chairman, presented the Organ/Tissue transplant benefit policy agreement with Zurich for Rush County Employees. Ken Masters made the motion to approve the agreement. Marvin Cole seconded the motion. Motion carried.

The CIGNA Rx drug plan changes and concerns were discussed. Ken Masters made the motion to approve the CIGNA Rx drug plan. Marvin Cole seconded the motion. Motion carried.

Marvin Cole made the motion to approve the aggregate and pacific stop/loss. Ken Masters seconded the motion. Motion carried.

Sitton reported that the new employee medical benefit plan books will be printed

AREA PLAN

At 9:30am a public hearing was held to consider the petition to amend the zoning maps. Bill Todd, Area Plan Director, reported that Petitioner's Richard Yoder, Ruby Yoder, Willard Yoder, John Abrams and Barbara Abrams have applied for a restaurant facility. Todd reported that the current zoning for this area is A-3 (Agriculture-3). The Petitioner's wish to have a certain area rezoned from A-3 to R-1 (Residential-1).

Tom Barnes asked if the Petitioner's have filed for drainage. Todd replied that as of yet no. Todd reported that the Area Plan Commission gave a favorable recommendation. Marvin Cole made the motion to approve the petition. Ken Masters seconded the motion. Motion

carried. Marvin Cole made the motion to close the hearing. Ken Masters seconded the motion. Motion carried.

Todd reported that Badger Engineering has issued the permit to allow the continuation of the park restaurant project. Todd noted that he personally will guarantee that the state receives the permit even if he must make the trip to Indianapolis himself.

RIGHT TO BEAR ARMS

Howard Lower, concerned citizen, addressed his concerns that the commissioners were in the process of passing a law prohibiting the citizens of Rush County the right to bear arms. The commissioners assured Mr. Lower that they were not passing any ordinance regarding a person's right to bear arms. The commissioners explained that they were making an amendment to the personnel policy regarding bringing firearms onto county property.

EMPLOYEE PERSONNEL POLICY

Ken Masters made the motion to approve Ordinance 2010-10 along with the firearms notification form. Marvin Cole seconded the motion. Motion carried.

ORDINANCE NO. 2010-10

RUSH COUNTY BOARD OF COMMISSIONERS

AN ORDINANCE AMENDING THE COUNTY OF RUSH, INDIANA PERSONNEL POLICIES HANDBOOK

WHEREAS the County of Rush, Indiana is an Equal Opportunity Employer, and

WHEREAS it is in the intent of Rush County, Indiana to comply with applicable federal and State of Indiana employment laws and regulations,

WHEREAS the County of Rush, Indiana provides Rush County employees with information about established terms and conditions of employment and employee benefits, and

WHEREAS it is necessary to amend the County Personnel Policy from time-to-time.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE COUNTY OF RUSH, INDIANA BOARD OF COMMISSIONERS THAT:

The County of Rush, Indiana Personnel Policies Handbook adopted on November 9, 2009 is amended this 22nd day of November, 2010 as specified in Section 1 and Section 2 below; and shall be in full force and effect on and after adoption; and shall supersede existing oral or written personnel policies and procedures.

Section 1: Section 6.10 Security of Premises: (Insert) "However, effective July 1, 2010 Ind.Code 34-28-7 allows appropriately licensed employees to bring firearms and ammunition onto County property as long as the firearm and ammunition are locked in a glove box or trunk or stored out of plain sight in the employee's personal locked vehicle. This exception does not apply to employees driving or riding in County-owned vehicles where firearms and ammunition are prohibited.

Employees of a penal facility (Rush County Jail) or other County facilities listed in Ind.Code 34-28-7-2(a)(2) do not have these rights. Except for law enforcement officers, employees working at the Rush County Jail shall not bring firearms or ammunition onto County property including their personal vehicles.

Employees who intend to possess a firearm, ammunition, and the possession of other weapons in their personal vehicle while on County property shall complete a County Firearms Notification Form and submit a copy to the County Auditor's Office before bringing the firearm, ammunition, or other weapon on County property."

Section 2: Section 6.11 Workplace Violence: (Insert) "Additionally, illegal firearms, weapons, and other dangerous or hazardous devices or substances are strictly prohibited from the premises of the County without proper authorization as specified in *Section 6.10 Security of Premises of this Personnel Policies Handbook.*"

Adopted this 22nd day of November, 2010.

**BOARD OF COMMISSIONERS
RUSH COUNTY, INDIANA**

/s/ Marvin L. Cole
Marvin Cole

ATTEST:

/s/ Ken Masters
Ken Masters

/s/ Deborah C. Adams
Deborah Adams, Auditor

/s/ Thomas H. Barnes
Thomas Barnes

RUSH COUNTY CONVERSATION CLUB

The commissioners discussed the amendments to the lease of the Rush County Conversation Club. The Amendments discussed were to extend the lease period to the year 2073; redefined that the 501C3 report is filed with the county each year; proof of liability insurance be provided to the county each year; the club will have usage of the well and the east entrance road.

AUDITOR

Deborah Adams, auditor, received approval on payroll on a motion by Ken Masters. Seconded by Marvin Cole. Adams noted that the council gave Mary Ann Bridges 100% of her pay and is retroactive to her full time employment.

By-weekly claims were approved on a motion by Ken Masters. Marvin Cole seconded the motion. Motion carried

Adams reported that the Phase II on site testing was completed on November 16, 2010. The testing was between the Assessor, Auditor and Treasurer Computer property software systems. Adams noted that this was a state legislative unfunded mandate.

Adams reported that L.E.P.C. (Local Emergency Planning Council) has asked to use the county Federal Identification number. Adams reported that the county council gave their authorization as to the LEPC is a branch of local government. Ken Masters made the motion to authorize the L.E.P.C. to use the county Federal Identification number.

MISC.

- Reviewed run reports for Raleigh Fire Dept and Carthage Fire Dept
- John Saxon questioned the appointments for 2011. Deborah Adams will forward the information to Saxon.

Motion to adjourn was received from Marvin Cole. Ken Masters seconded the motion. Motion carried.

<u>/s/Tom Barnes</u>	<u>/s/Marvin Cole</u>	<u>/s/Ken Masters</u>
Tom Barnes, Chairman	Marvin Cole	Ken Masters

ATTEST:

/s/Deborah C. Adams
Deborah C. Adams, Auditor